

JFW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | | | |
|--|----|------------------------|------------------|
| Total Number of Pages in This Submission | 85 | Attorney Docket Number | 45256.00033.UTL1 |
|--|----|------------------------|------------------|

ENCLOSURES (Check all that apply)

| | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Information Disclosure Statement (2 pgs); PTO form 1449 Sb/08a (1pg); 4 references (82 pgs), and Return postcard. |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|------------------------------------|----------|--------|
| Firm Name: | | | |
| Signature | | | |
| Printed name | Trevor Q. Coddington, Ph. D., Esq. | | |
| Date | January 11, 2006 | Reg. No. | 46,633 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | |
|-----------------------|------------------|
| Signature | |
| Typed or printed name | Maria Carvalho |
| Date | January 11, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

American LegalNet, Inc.
www.USCourtForms.com



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/748,317 Confirmation No.: 8023
Applicants : Alex Brown *et al.*
Filed : December 29, 2003
Title : Method and Apparatus for Performing Native Binding
Art Unit : 2193
Examiner : Kakali CHAKI
Docket No. : 45256.00033.UTL1
Customer No. : 36183

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicant identifies the references listed on the attached form PTO/SB/08a for consideration and to be made of record herein by the United States Patent and Trademark Office (PTO) in the above-captioned application.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form 1440 with the Examiner's initials in accordance with MPEP § 609 are respectfully requested.

The references identified in this Information Disclosure Statement (IDS) may or may not be "material" pursuant to 37 C.F.R. § 1.56 and the submission thereof by Applicant shall not be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 C.F.R. § 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. § 102.

The filing of this IDS shall not be construed to mean that a search has been made or that no other material information, as defined in 37 C.F.R. § 1.56, exists.

In accordance with 37 C.F.R. § 1.97, this IDS is believed to be submitted prior to issuance of a first Office Action. Therefore, it is respectfully submitted that no fee is required for consideration of this information. However, in the event that a fee is deemed necessary by the

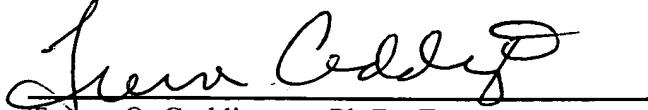
PTO for consideration of this information or to maintain the above-captioned application pending at any time, the PTO is hereby authorized to charge such fee to the undersigned's Deposit Account No. 50-2613.

Respectfully submitted,

PAUL, HASTINGS, JANOFSKY & WALKER LLP

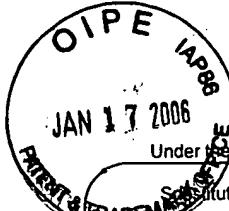
Dated: January 11, 2006

By:



Trevor Q. Coddington, Ph.D., Esq.
Reg. No. 46,633

Paul Hastings Janofsky & Walker LLP
P.O. Box 919092
San Diego, California 92191-9092
Telephone: (858) 720-2500
Facsimile: (858) 720-2555



Under the Paperwork Reduction Act of 1995 no Persons are required to respond to a collection of information unless it contains a valid OMR control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Shee

1

8

Complete if Known

| | |
|------------------------|-------------------|
| Application Number | 10/748,317 |
| Filing Date | December 29, 2003 |
| First Named Inventor | Brown et al. |
| Art Unit | 2193 |
| Examiner Name | Chaki, Kakali |
| Attorney Docket Number | 45256.00033.UTL |

51

17

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁵ |
|--------------------|-----------------------|---|--------------------------------|--|--|----------------|
| | | Country Code ³ "Number ⁴ "Kind Code ⁵ (if known) | | | | |
| AC | WO/ 02/052409 | | 07-04-2002 | Wallman | | |
| AD | EP 1 316 882 | | 06-04-2003 | Desoli | page 2, lines 42-52; page 3, line 27; page 4, line 28; page 5, line 44-48; page 7, line 7-12 | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

| | | | |
|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|